

Supreme Court, U. S.
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MICHAEL WUDAK, JR., CLERK

IN THE
Supreme Court of the United States
OCTOBER TERM, 1976

No. 76-5206

HARRY ROBERTS,

Petitioner,

versus

LOUISIANA,

Respondent.

On Writ of Certiorari to the
Supreme Court of Louisiana

SUPPLEMENTAL BRIEF OF
STATE OF LOUISIANA, RESPONDENT

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MAY IT PLEASE THE COURT:

In connection with petitioner's procedural objection that former La. R.S. 14:30 has been retroactively repealed through the lack of a saving clause in La. Act 657 of 1976, this Honorable Court's attention is directed to La. R.S. 24:171, which provides as follows:

"The repeal of any law shall not have the effect of releasing or extinguishing any penalty, forfeiture or liability, civil or criminal, incurred under such law unless the repealing act

expressly so provides, and such law shall be treated as still remaining in force for the purpose of sustaining any proper action or prosecution for the enforcement of such penalty, forfeiture or liability."

A recent Louisiana Supreme Court decision in point is *State v. Paciera*, 290 So.2d 681 (La. 1974).

Respectfully submitted,

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CERTIFICATE

I certify that copies of this Supplemental Brief have been mailed to:

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